UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
10/669,155	09/23/2003	Martin A. Cohen	884.0207USU	1663		
Charles N.I. Ri	7590 05/21/2007 Charles N.J. Ruggiero, Esq.			EXAMINER		
Ohlandt, Greele	ey, Ruggiero & Perle, L.L.	L.L.P.	RALIS, STEPHEN J			
One Landmark Stamford, CT (	Square, 10th Floor		ART UNIT	PAPER NUMBER		
			3742	12		
			MAIL DATE	DELIVERY MODE		
			05/21/2007	PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

## Advisory Action Before the Filing of an Appeal Brief

Application No.		Applicant(s)
	10/669,155	COHEN ET AL.
	Examiner	Art Unit
	Stephen J. Ralis	3742

The MALINIS DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 30 Appl 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  1. ■ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance, (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 1.13. (or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.14. The reply must be filed within one of the following time periods:  a) ■ The period for reply expires 2_months from the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. If no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. The experiment was if host 1 is decked, cheek either box (a) or 10. NIX CHECK BOX (b) WHINT THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY WAS FILED WITHIN TWO MONTHS for THE FIRST REPLY W		Stephen J. Ralis	3742	
THE REPLY FILED 30 April 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies; (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 1.13; (a) a Request for Continued Examination (RCC) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  a) The period for reply expires 3, months from the mailing date of the final rejection.  b) The period for reply expires 3, months from the mailing date of the final rejection.  Examiner Note: if box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN Examinors of time may be obtained under 37 CFR 1.13(a). The date on which the petition under 37 CFR 1.13(a) and the appropriate extension fee nucler 37 CFR 1.17(a) is calculated from; (i) the aspiration date of the inchesion and the corresponding amount of the Fee. The appropriate extension fee nucler 37 CFR 1.17(a) is calculated from; (i) the aspiration date of the inchesion after the mailing date of the final rejection, even il timely filed, and the appropriate extension fee nucler 37 CFR 1.13(a).  1. The Notice of Appeal was filed on	The MAILING DATE of this communication appe	ars on the cover sheet with the	correspondence add	ress
1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies; (1) an amendment, affidavil, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request tor Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  3. ☑ The period for reply expires 2 months from the mailing date of the final rejection.  4. ☐ The period for reply expires 2 months from the mailing date of the final rejection.  5. ☐ The period for reply expires 2 months from the mailing date of the final rejection.  5. ☐ The period for reply expires 2 months from the mailing date of the final rejection.  6. ☐ The period for reply expires 2 months from the mailing date of the final rejection.  6. ☐ The period for reply expires 2 months from the mailing date of the final rejection.  6. ☐ The period for reply expires 2 months from the mailing date of the final rejection.  7. ☐ The period for reply expires 2 months from the mailing date of the final rejection.  8. ☐ The mailing date of the final rejection, whichever is later. In no event, however, with the study period for reply period expires on the mailing date of the final rejection.  8. ☐ The mailing date of the final rejection, whichever is later. In no expires 2 months of the period for reply expires and the period for the expiration date of the shortened statutory period for reply originally set in the final Office action, or (2) a set for thin (3) actions, if checked, Any reply revealed by the Office later than three months after the mailing date of the final rejection, even if three final rejection and for reply originally set in the final Office action, or (2) a set for thin yet period for final the holice of Appeal was fined on	THE REPLY FILED 30 April 2007 FAILS TO PLACE THIS APP	LICATION IN CONDITION FOR A	LLOWANCE.	
<ul> <li>b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In or event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Evaniner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MFEP 705.07(f).</li> <li>Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been flied is the date for purposes of determining the period of extension and the corresponding amount of the feat. The appropriate extension fee have been flied is the date for purposes of determining the period of extension and the corresponding amount of the feat. The appropriate extension fee have been flied is the date for purposes of determining the period of extension and the corresponding amount of the feat. The appropriate extension feet of the final rejection, even if timely flied, may reduce any earned patient term adjustment. See 37 CFR 1.704(b).</li> <li>MOTICE OF APPEAL.</li> <li>C] ☐ The Notice of Appeal was filed on</li></ul>	The reply was filed after a final rejection, but prior to or on this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a No a Request for Continued Examination (RCE) in compliance	the same day as filing a Notice of ving replies: (1) an amendment, at tice of Appeal (with appeal fee) in	f Appeal. To avoid aba ffidavit, or other evider compliance with 37 C	nce, which FR 41.31; or (3)
have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).  MOTICE OF APPEAL  2. The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).  AMENDMENTS  3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will ngt be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)).  4. The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  5. Applicant's reply has overcome the following rejection(s):	b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire I Examiner Note: If box 1 is checked, check either box (a) or	dvisory Action, or (2) the date set forthater than SIX MONTHS from the mailing (b). ONLY CHECK BOX (b) WHEN TH	ng date of the final reject	ion.
filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).  AMENDMENTS  3.  The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because  (a)  They raise new issues that would require further consideration and/or search (see NOTE below);  (b)  They raise the issue of new matter (see NOTE below);  (c)  They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or  Applicant's reply has overcome the following rejection(s):  NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)).  4.  The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  5.  Applicant's reply has overcome the following rejection(s):  6.  Newly proposed or amended claim(s)  would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  7.  For purposes of appeal, the proposed amendment(s): a)  will not be entered, or b)  will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  The status of the claim(s) is (or will be) as follows:  Claim(s) allowed:  Claim(s) allowed:  Claim(s) allowed:  Claim(s) withdrawn from consideration:  Claim(s) withdrawn from consideration:  AFFIDAVIT OR OTHER EVIDENCE  8.  The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  9.  The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered beca	have been filed is the date for purposes of determining the period of exunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b)	tension and the corresponding amount shortened statutory period for reply origonal three months after the mailing d	t of the fee. The appropr ginally set in the final Off	iate extension fee ice action; or (2) as
3.	filing the Notice of Appeal (37 CFR 41.37(a)), or any exte a Notice of Appeal has been filed, any reply must be filed	nsion thereof (37 CFR 41.37(e)), t	o avoid dismissal of th	
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ They raise the issue of new matter (see NOTE below); (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)).  4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  5. ☐ Applicant's reply has overcome the following rejection(s):  6. ☐ Newly proposed or amended claims (s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  7. ☑ For purposes of appeal, the proposed amendment(s): a) ☑ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  The status of the claim(s) is (or will be) as follows:  Claim(s) allowed:		but prior to the date of filing a brie	f will not be entered b	ecause
NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)).  The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  Applicant's reply has overcome the following rejection(s):	<ul> <li>(a)  They raise new issues that would require further co</li> <li>(b)  They raise the issue of new matter (see NOTE below)</li> <li>(c)  They are not deemed to place the application in below appeal; and/or</li> </ul>	nsideration and/or search (see NOw); tter form for appeal by materially re	OTE below); educing or simplifying	
<ul> <li>4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).</li> <li>5. ☐ Applicant's reply has overcome the following rejection(s):</li></ul>			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
<ul> <li>7.</li></ul>	<ul> <li>4.  The amendments are not in compliance with 37 CFR 1.1</li> <li>5.  Applicant's reply has overcome the following rejection(s)</li> <li>6.  Newly proposed or amended claim(s) would be a</li> </ul>	21. See attached Notice of Non-C :	·	
Claim(s) rejected: 1-10,12-20 and 82-84. Claim(s) withdrawn from consideration:	how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows: Claim(s) allowed:		vill be entered and an	explanation of
<ul> <li>8.  The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will <u>not</u> be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).</li> <li>9.  The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will <u>not</u> be entered because the affidavit or other evidence failed to overcome <u>all</u> rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).</li> <li>10.  The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.</li> <li>REQUEST FOR RECONSIDERATION/OTHER</li> <li>11.  The request for reconsideration has been considered but does NOT place the application in condition for allowance because:</li> <li>12.  Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s)</li> </ul>	Claim(s) rejected: <u>1-10,12-20 and 82-84.</u> Claim(s) withdrawn from consideration:			
entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.  REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s).	8. The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good an		• • • • • • • • • • • • • • • • • • • •	<del></del>
REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s)	entered because the affidavit or other evidence failed to showing a good and sufficient reasons why it is necessar	overcome <u>all</u> rejections under appoyr y and was not earlier presented.	eal and/or appellant fa See 37 CFR 41.33(d)(	ils to provide a (1).
11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s)	•	on of the status of the claims after	entry is below or attac	hed.
		ut does NOT place the application	in condition for allowa	ince because:
		(PTO/SB/08) Paper No(s)		•

## **Continuation Sheet (PTO-303)**

Continuation of 3. NOTE: The limitations of at least "a digital display panel for displaying scrolled and segmented text" and the "interface is integrated onto a handle of the fabric grooming device" (emphasis of onto a handle of...) recited in independent claim 1 and dependent claims 2-10 and 12-17 have not been previously presented and would require further consideration and/or a new search.

Similarly, the limitations of at least "a digital interface having a segmented LCD display suitable for displaying segmented text and a scrolling LCD display suitable fro displaying scrolling text" and the "interface is integrated onto a handle of the fabric grooming device" (emphasis of onto a handle of...) recited in independent claim 18, 19, 20 and dependent claims 82-84 have not been previously presented and would require further consideration and/or a new search.

Tu Ba Hoang Primary Examiner